

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS  
See Schedule A

DEFENDANTS  
See Schedule A

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(802) 828-1106

ATTORNEYS (IF KNOWN)  
Davis Polk & Wardwell LLP  
450 Lexington Avenue  
New York, NY 10017

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal pursuant to 28 U.S.C. § 158 from the Order of the Bankruptcy Court entered on September 17, 2021

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☒ Yes ☐ Judge Previously Assigned

If yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No ☒

Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

### TORTS

### ACTIONS UNDER STATUTE

#### CONTRACT

#### PERSONAL INJURY

#### PERSONAL INJURY [ ] 367 HEALTHCARE/

#### FORFEITURE/PENALTY

#### BANKRUPTCY

#### OTHER STATUTES

- |                      |                            |                           |                                                 |                                  |                            |
|----------------------|----------------------------|---------------------------|-------------------------------------------------|----------------------------------|----------------------------|
| [ ] 110 INSURANCE    | [ ] 310 AIRPLANE           | PHARMACEUTICAL PERSONAL   | [ ] 625 DRUG RELATED                            | [x] 422 APPEAL                   | [ ] 375 FALSE CLAIMS       |
| [ ] 120 MARINE       | [ ] 315 AIRPLANE PRODUCT   | INJURY/PRODUCT LIABILITY  | SEIZURE OF PROPERTY                             | 28 USC 158                       | [ ] 376 QUI TAM            |
| [ ] 130 MILLER ACT   | LIABILITY                  | [ ] 365 PERSONAL INJURY   | 21 USC 881                                      | [ ] 423 WITHDRAWAL               | [ ] 400 STATE              |
| [ ] 140 NEGOTIABLE   | [ ] 320 ASSAULT, LIBEL &   | PRODUCT LIABILITY         | [ ] 690 OTHER                                   | 28 USC 157                       | REAPPORTIONMENT            |
| [ ] 150 INSTRUMENT   | SLANDER                    | [ ] 368 ASBESTOS PERSONAL |                                                 |                                  | [ ] 410 ANTITRUST          |
| RECOVERY OF          | [ ] 330 FEDERAL            | INJURY PRODUCT            |                                                 |                                  | [ ] 430 BANKS & BANKING    |
| OVERPAYMENT &        | EMPLOYERS'                 | LIABILITY                 | PROPERTY RIGHTS                                 |                                  | [ ] 450 COMMERCE           |
| ENFORCEMENT          | LIABILITY                  |                           |                                                 |                                  | [ ] 460 DEPORTATION        |
| [ ] 151 OF JUDGMENT  | [ ] 340 MARINE             | PERSONAL PROPERTY         | [ ] 820 COPYRIGHTS                              | [ ] 880 DEFEND TRADE SECRETS ACT | [ ] 470 RACKETEER INFLU-   |
| MEDICARE ACT         | [ ] 345 MARINE PRODUCT     |                           | [ ] 830 PATENT                                  |                                  | ENCED & CORRUPT            |
| [ ] 152 RECOVERY OF  | LIABILITY                  | [ ] 370 OTHER FRAUD       | [ ] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION |                                  | ORGANIZATION ACT           |
| DEFAULTED            | [ ] 350 MOTOR VEHICLE      | [ ] 371 TRUTH IN LENDING  | [ ] 840 TRADEMARK                               |                                  | (RICO)                     |
| STUDENT LOANS        | [ ] 355 MOTOR VEHICLE      |                           |                                                 |                                  | [ ] 480 CONSUMER CREDIT    |
| (EXCL VETERANS)      | PRODUCT LIABILITY          |                           |                                                 | SOCIAL SECURITY                  | [ ] 485 TELEPHONE CONSUMER |
| RECOVERY OF          | [ ] 360 OTHER PERSONAL     | [ ] 380 OTHER PERSONAL    | LABOR                                           | [ ] 861 HIA (1395ff)             | PROTECTION ACT             |
| OVERPAYMENT          | INJURY                     | PROPERTY DAMAGE           |                                                 | [ ] 862 BLACK LUNG (923)         |                            |
| OF VETERAN'S         | [ ] 362 PERSONAL INJURY -  | [ ] 385 PROPERTY DAMAGE   | [ ] 710 FAIR LABOR                              | [ ] 863 DIWC/DIWW (405(g))       | [ ] 490 CABLE/SATELLITE TV |
| BENEFITS             | MED MALPRACTICE            | PRODUCT LIABILITY         | STANDARDS ACT                                   | [ ] 864 SSID TITLE XVI           | [ ] 850 SECURITIES/        |
| [ ] 160 STOCKHOLDERS |                            |                           |                                                 |                                  |                            |
| [ ] 190 SUITS        |                            | PRISONER PETITIONS        | [ ] 720 LABOR/MGMT                              | [ ] 865 RSI (405(g))             | COMMODITIES/               |
| OTHER                |                            |                           | RELATIONS                                       |                                  | EXCHANGE                   |
| [ ] 195 CONTRACT     |                            | [ ] 463 ALIEN DETAINEE    | [ ] 740 RAILWAY LABOR ACT                       |                                  | [ ] 890 OTHER STATUTORY    |
| CONTRACT             | ACTIONS UNDER STATUTES     | [ ] 510 MOTIONS TO        | [ ] 751 FAMILY MEDICAL                          | FEDERAL TAX SUITS                | ACTIONS                    |
| PRODUCT              |                            | VACATE SENTENCE           | LEAVE ACT (FMLA)                                | [ ] 870 TAXES (U.S. Plaintiff or | [ ] 891 AGRICULTURAL ACTS  |
| LIABILITY            |                            | 28 USC 2255               |                                                 | Defendant)                       |                            |
| [ ] 196 FRANCHISE    | CIVIL RIGHTS               | [ ] 530 HABEAS CORPUS     | [ ] 790 OTHER LABOR                             | [ ] 871 IRS-THIRD PARTY          | [ ] 893 ENVIRONMENTAL      |
|                      |                            | [ ] 535 DEATH PENALTY     | LITIGATION                                      |                                  | MATTERS                    |
|                      | [ ] 440 OTHER CIVIL RIGHTS | [ ] 540 MANDAMUS & OTHER  | [ ] 791 EMPL RET INC                            | 26 USC 7609                      | [ ] 895 FREEDOM OF         |
| REAL PROPERTY        | (Non-Prisoner)             |                           | SECURITY ACT (ERISA)                            |                                  | INFORMATION ACT            |
|                      | [ ] 441 VOTING             |                           | IMMIGRATION                                     |                                  | [ ] 896 ARBITRATION        |
|                      |                            |                           |                                                 |                                  | [ ] 899 ADMINISTRATIVE     |

[ ] 210

19-23649-shl

[ ] 220

FORECLOSURE

[ ] 230

RENT LEASE &  
EJECTMENT

[ ] 442

EMPLOYMENT

[ ] 443

ACCOMMODATIONS

[ ] 445

AMERICANS WITH  
DISABILITIES -

[ ] 550

CIVIL RIGHTS

[ ] 555

PRISON CONDITION

[ ] 560

CIVIL DETAINEE

[ ] 452

NATURALIZATION

[ ] 455

APPLICATION

[ ] 465

OTHER IMMIGRATION  
ACTIONS

[ ] 950

CONSTITUTIONALITY OF  
STATE STATUTES

19-23649-shl Doc 3969 Filed 10/18/21 Entered 10/18/21 16:31:10

Pg 2 of 7

Main Document

[ ] 240

TORTS TO LAND

[ ] 245

TORT PRODUCT  
LIABILITY

[ ] 290

ALL OTHER  
REAL PROPERTY

[ ] 446

AMERICANS WITH  
DISABILITIES -OTHER

[ ] 448

EDUCATION

CONDITIONS OF CONFINEMENT

*Check if demanded in complaint:*☐

CHECK IF THIS IS A CLASS ACTION

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.  
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

UNDER F.R.C.P. 23

IF SO, STATE:

DEMAND \$ \_\_\_\_\_ OTHER \_\_\_\_\_ JUDGE Hon. Colleen McMahon DOCKET NUMBER 7:21-cv-07532*Check YES only if demanded in complaint*JURY DEMAND: ☐ YES ☒ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

This appeal, like the other filed appeals by attorneys general and the United States Trustee, challenges the decision of the United States Bankruptcy Court for the Southern District of New York to confirm the debtors' plan of reorganization in In re Purdue Pharma L.P., Case No. 19-23649 (RDD) (See Local Rule 13 (a)(1))(Bankruptcy appeals are deemed related if they arise from the same order or judgment of the bankruptcy court.)

There are 13 direct appeals from the Bankruptcy Court cases in In re: Purdue Pharma L.P., et al., and have all been docketed and assigned to Judge McMahon. In her October 13, 2021, decision in Case 7:21-cv-07966-CM, Document 49, she said that she would be issuing a consolidation order in those cases and would include the Vermont matter as soon as it is docketed.

Her consolidation order, Document 55, was issued on October 13, 2021 and given Master Case Number 7:21-CV-7532-CM.

(PLACE AN x IN ONE BOX ONLY)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation (Transferred) ☐ 7 Judge from Magistrate Judge Appeal to District
- ☐ a. all parties represented ☐ b. At least one party is pro se.
- ☐ 8 Multidistrict Litigation (Direct File)

(PLACE AN x IN ONE BOX ONLY)

**BASIS OF JURISDICTION****IF DIVERSITY, INDICATE CITIZENSHIP BELOW.**

- ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 FEDERAL QUESTION (U.S. NOT A PARTY) ☐ 4 DIVERSITY

**CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [ ] 1	DEF [ ] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [ ] 3 [ ] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF [ ] 5 [ ] 5
CITIZEN OF ANOTHER STATE	[ ] 2	[ ] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ] 4 [ ] 4	FOREIGN NATION	[ ] 6 [ ] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

**COURTHOUSE ASSIGNMENT**

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☒ WHITE PLAINS ☐ MANHATTAN

DATE 09/30/2021 /s/ DRAFT (LAZAR)

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO

[x] YES (DATE ADMITTED Mo. 09 Yr. 1983)

Attorney Bar Code #JA1578

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.



**Schedule A**

Appellant

Appellant's Attorneys

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Appellees

Appellees' Attorneys

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Purdue Pharma Manufacturing L.P.  
Purdue Pharmaceuticals L.P.  
Imbrium Therapeutics L.P.  
Adlon Therapeutics L.P.  
Greenfield BioVentures L.P.  
Seven Seas Hill Corp.  
Ophir Green Corp.  
Purdue Pharma of Puerto Rico  
Avrio Health L.P.  
Purdue Pharmaceutical Products L.P.  
Purdue Neuroscience Company  
Nyatt Cove Lifescience Inc.  
Button Land L.P.  
Rhodes Associates L.P.  
Paul Land Inc.  
Quidnick Land L.P.  
Rhodes Pharmaceuticals L.P.  
Rhodes Technologies  
UDF LP  
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